IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 558 OF 2005

Bhagatsingh Nagar-3 Rahiwasi Sangh & Ors. .. Petitioners

V/s

State of Maharashtra & Ors. .. Respondents

Ms.Betty D'Souza for the Petitioners.

Mr.Pradeep Jadhav, A.G.P. for Respondent No.1.

Mr.G.D. Utangale for Respondent No.2.

Mr.S.G. Surana for Respondents No.3 to 6.

CORAM : H.L. GOKHALE & ABHAY S. OKA, JJ.

DATE : 23RD FEBRUARY 2006

P.C. :

1. Heard the counsel for the parties.

2. This petition is filed on behalf of 72 claimants of a S.R.A. Scheme which is being developed near Oshiwara Bus Depot at Goregaon (West). Ms.D'Souza for the Petitioners submits that they are eligible but she is not in a position to point out their exact position in Annexure-2 which decides the eligibility of the slum developers. In any case, since this is a petition on behalf of slum developers, we permit them, if they are not in Annexure-2, to make their appropriate representation to the Secretary, S.R.A. Mr.Surana for

the developers, states that he has no objection to such an application being made. He however makes a request that since the list is being expanded from time to time, the developer should be heard. In the peculiar facts of the present case, we accept this request made by Mr.Surana.

3. In the circumstances, we permit the Petitioners to make such applications with supporting documents within 2 weeks. If any such applications are made, notices will be issued to Respondents No.3 to 6 and after hearing all concerned, their claim will be decided.

4. Petition stands disposed of with the above order.

(H.L. GOKHALE, J.)

(ABHAY S. OKA, J.)